

Administrative Rules Montana
Department of Public Health and Human Services

Chapter 110

Subchapter 1

FOOD STANDARDS

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37.110.101 FOOD STANDARDS

(1) The department adopts by reference the following federal regulations establishing food definitions and standards promulgated by the United States food and drug administration which are found in the corresponding parts of Title 21 of the Code of Federal Regulations (CFR) as of April 1, 2001:

- (a) Color additives 21 CFR 70
- (b) Color additive petitions 21 CFR 71
- (c) Listing of color additives exempt from certification 21 CFR 73
- (d) Listing of color additives subject to certification 21 CFR 74
- (e) Color additive certification 21 CFR 80
- (f) General specifications and general restrictions for provisional color additives for use in foods, drugs and cosmetics 21 CFR 81
- (g) Listing of certified provisionally listed colors and specifications 21 CFR 82
- (h) Dissemination of information on unapproved/new uses for marketed drugs, biologics and devices 21 CFR 99
- (i) General (food for human consumption) 21 CFR 100 Subpart G
- (j) Food labeling 21 CFR 101
- (k) Common or usual name for non-standardized foods 21 CFR 102
- (l) Nutritional quality guidelines for foods 21 CFR 104
- (m) Foods for special dietary use 21 CFR 105
- (n) Infant formula quality control procedures 21 CFR 106
- (o) Infant formula 21 CFR 107
- (p) Emergency permit control 21 CFR 108

(q) Unavoidable contaminants in food for human consumption and food-packaging material 21 CFR 109

(r) Current good manufacturing practice in manufacturing, packing or holding human food 21 CFR 110

(s) Current good manufacturing practice for dietary supplements 21 CFR 111

(t) Thermally processed low-acid foods packaged in hermetically sealed containers 21 CFR 113

(u) Acidified foods 21 CFR 114

(v) Shell eggs 21 CFR 115

(w) Hazard analysis and critical control point (HACCP) systems 21 CFR 120

(x) Fish and fishery products 21 CFR 123

(y) Processing and bottling of bottled drinking water 21 CFR 129

(z) Food standards: general 21 CFR 130

(aa) Milk and cream 21 CFR 131

(ab) Cheeses and related cheese products 21 CFR 133

(ac) Frozen desserts 21 CFR 135

(ad) Bakery products 21 CFR 136

(ae) Cereal flours and related products 21 CFR 137

(af) Macaroni and noodle products 21 CFR 139

(ag) Canned fruits 21 CFR 145

(ah) Canned fruit juices 21 CFR 146

(ai) Fruit butters, jellies, preserves, and related products 21 CFR 150

(aj) Fruit pies 21 CFR 152

(ak) Canned vegetables 21 CFR 155

(al) Vegetable juices 21 CFR 156

(am) Frozen vegetables 21 CFR 158

(an) Eggs and egg products 21 CFR 160

(ao) Fish and shellfish 21 CFR 161

(ap) Cacao products 21 CFR 163

(aq) Tree nut and peanut products 21 CFR 164

(ar) Beverages 21 CFR 165

(as) Margarine 21 CFR 166

(at) Sweeteners and table syrups 21 CFR 168

(au) Food dressing and flavorings 21 CFR 169

(av) Food additives 21 CFR 170

(aw) Food additive petitions 21 CFR 171

(ax) Food additives permitted for direct addition to food for consumption 21 CFR 172

- (ay) Secondary direct food additives permitted in food for human consumption 21 CFR 173
- (az) Indirect food additives: general 21 CFR 174
- (ba) Indirect food additives: adhesives and components of coatings 21 CFR 175
- (bb) Indirect food additives: paper and paperboard components 21 CFR 176
- (bc) Indirect food additives: polymers 21 CFR 177
- (bd) Indirect food additives: adjuvants, production aids and sanitizers 21 CFR 178
- (be) Irradiation in the production, processing and handling of food 21 CFR 179
- (bf) Food additives permitted in food on an interim basis or in contact with food pending additional study 21 CFR 180
- (bg) Prior-sanctioned food ingredients 21 CFR 181
- (bh) Substances generally recognized as safe 21 CFR 182
- (bi) Direct food substances generally recognized as safe 21 CFR 184
- (bj) Indirect food substances affirmed as generally recognized as safe 21 CFR 186
- (bk) Substances prohibited from use in human food 21 CFR 189
- (bl) Dietary supplements 21 CFR 190

(2) Copies of the federal regulations which were adopted and incorporated by reference under (1) may be obtained, upon payment of copying costs, from the Department of Public Health and Human Services, Food and Consumer Safety Section, 1400 Broadway, P.O. Box 202951, Helena, Montana 59620-2951, phone: (406)444-2408.

History: Sec. [50-31-104](#), [50-31-108](#) and [50-31-201](#), MCA; IMP, Sec. [50-31-101](#), [50-31-104](#) and [50-31-203](#), MCA, Eff. 12/31/72; AMD, 1979 MAR p. 321, Eff. 3/30/79; AMD, 1982 MAR p. 2123, Eff. 1/15/83; AMD, 1994 MAR p. 2743, Eff. 10/14/94; TRANS, from DHES, 2001 MAR p. 2423; AMD, 2003 MAR p. 20, Eff. 1/17/03.